

## **RESOLUTION 2005-15**

### **A RESOLUTION ESTABLISHING AN APPLICATION FEE AND DELEGATING AUTHORITY TO THE EXECUTIVE DIRECTOR TO ESTABLISH A FORM AND A DEADLINE FOR APPLICANTS WHO WISH TO APPLY FOR THE CONTRACT TO OPERATE A RIVERBOAT LOCATED IN A HISTORIC HOTEL DISTRICT**

The Indiana Gaming Commission ("Commission") adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6:

The following factors have been considered by the Commission:

1. Pursuant to IC 4-33-6.5-1, "the Commission may enter into one (1) operating agent contract with a person to operate one (1) riverboat on behalf of the Commission in a historic hotel district."
2. Pursuant to IC 4-33-6.5-2(a), the Commission must determine the amount of the nonrefundable application fee to be paid by applicants seeking the contract as operating agent from the Commission.
3. Pursuant to IC 4-33-6.5-2(b), the Commission must provide forms for an applicant to apply for the contract to operate a riverboat on behalf of the Commission in a historic hotel district, and the applicant is required to provide certain information to the Commission before the Commission may issue a contract.
4. In order that the Commission may efficiently and timely select the most appropriate operating agent applicant, the Executive Director and/or the Executive Director's designee needs the ability to create application forms and establish a deadline for submission of completed application forms to the Commission.

**NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING  
COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:**

#### **SECTION 1. SCOPE.**

This resolution applies to any person that applies to the Commission to be the operating agent as defined in IC 4-33-2-14.5.

#### **SECTION 2. DEFINITIONS.**

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

**SECTION 3. NONREFUNDABLE APPLICATION FEE ESTABLISHED.**

The Commission herein determines that the nonrefundable application fee as described in IC 4-33-6.5-2(a) shall be the amount of \$50,000.00. The nonrefundable application fee shall be paid by cashier's or certified check.

**SECTION 4. GRANT OF AUTHORITY TO EXECUTIVE DIRECTOR.**

The Executive Director and/or the Executive Director's designee is hereby granted the authority to create application forms and establish a deadline for submission of completed application forms to the Commission.

**SECTION 5. PROCEDURE FOR FILING.**

An applicant shall submit and the Commission shall retain six (6) copies, two (2) unbound and four (4) bound, for each application filed with the Commission.

**SECTION 6. LOCATION FOR APPLICANT TO FILE.**

An applicant must deliver to the office of the Indiana Gaming Commission, South Tower, Suite 950, 115 West Washington Street, Indianapolis, IN 46204-3408, on or before the deadline determined by the Executive Director or the Executive Director's designee, the application forms created by the Executive Director or the Executive Director's designee and the nonrefundable application fee described in SECTION 3 of this Resolution.

**SECTION 7. EFFECTIVE DATE.**

This RESOLUTION is effective immediately.

**ADOPTED THIS THE 23<sup>rd</sup> DAY OF MARCH, 2005:**

**THE INDIANA GAMING COMMISSION:**

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**Chair**

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**Secretary**